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Date of Deposit October 21, 2003.

Our Case No.: 6270/128

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ransom et al.

Serial No.: TBD (Cont of S/N 10/627,244)

Filing Date: Herewith

For: SYSTEM AND METHOD FOR  
IMPLEMENTING XML ON AN  
ENERGY MANAGEMENT DEVICE

Examiner: Unassigned

Group Art Unit No.: Unassigned

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

The references now cited are the following:

DOCUMENT NUMBER	DATE	NAME
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<b>OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)</b>		
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In accordance with 37 C.F.R. § 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

Applicants have attempted to provide the earliest known publication date for each reference, however, these documents may have existed prior to the stated date. For those references whose earliest publication dates could not be determined, Applicants believe they were published prior to January 9, 2003.

This Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

This application is a continuation application of U.S. Serial No. 10/627,244, filed July 24, 2003 and is relied upon for an earlier filing dated under 35 U.S.C. § 120. In accordance with Rule 37 C.F.R. § 1.98(d) only copies of documents not previously cited and submitted to the Patent and Trademark Office in the prior application Serial No. 10/627,244 are enclosed for the convenience of the Examiner.

Applicant(s) respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



James L. Katz  
Registration No. 42,711  
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FORM PTO-1449	SERIAL NO. TBD (Cont. of S/N 10/627,244)	CASE NO. 6270/128
<b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>	FILING DATE Herewith	GROUP ART UNIT Unassigned
(use several sheets if necessary)		APPLICANT(S): Ransom et al.

**REFERENCE DESIGNATION**
**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A1	5,448,229	09/05/95	Lee, Jr.	340/870.02	12/28/92
	A2	5,459,459	10/17/95	Lee, Jr.	340/870.02	11/25/94
	A3	5,477,216	12/19/95	Lee, Jr. et al.	340/870.02	10/30/92
	A4	5,495,239	02/27/96	Ouellette	340/870.02	08/02/94
	A5	5,572,438	11/05/96	Ehlers et al.	364/492	01/05/95
	A6	5,699,276	12/16/97	Roos	364/514	12/15/95
	A7	5,764,155	06/09/98	Kertesz et al.	340/825.08	04/03/94
	A8	5,862,391	01/19/99	Salas et al.	395/750.01	04/03/96
	A9	5,897,607	04/27/99	Jenney et al	702/62	02/28/97
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	A11	6,088,659	07/11/00	Kelley et al	702/62	05/21/98
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**FOREIGN PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES NO

EXAMINER INITIAL	OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)	
	A21	Questa Applications Summary Data Sheet, pp. 1-2, 07/02/02.
	A22	Tridium™ Wykon™ Energy "JACE-401™" Product Data Sheet, pp. 1-2, 09/16/02.
	A23	Tridium™ Wykon™ Energy "Wykon Energy Profiler" Product Data Sheet, pp. 1-4, 10/16/01.
	A24	Schneider Electric Square D "Web-Enabled Power Management Solutions" brochure, pp. 1-8, January 2002
	A25	Tridium™ Wykon™ Building "Wykon™ Alarm Service" Product Data Sheet, pp. 1-2, 06/20/02.
	A26	Tridium™ Wykon™ Building "JACE-512™" Product Data Sheet, pp. 1-2, 05/15/02.
	A27	Tridium™ Wykon™ Building "JACE-511™" Product Data Sheet, pp. 1-2, 05/28/02.

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449	SERIAL NO. TBD (Cont. of S/N 10/627,244)	CASE NO. 6270/128
<b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>	FILING DATE Herewith	GROUP ART UNIT Unassigned
(use several sheets if necessary)	APPLICANT(S): Ransom et al.	

EXAMINER INITIAL	OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)	
	A28	Vykon™ By Tridium "JACE-NP-1®" Product Data Sheet, pp. 1-2, 05/28/02.
	A29	Vykon™ By Tridium "WorkPlace Pro™" Product Data Sheet, pp. 1-2, 01/12/01.
	A30	Vykon™ Building "Web Supervisor™" Product Data Sheet, pp. 1-2, 11/30/01.
	A31	A8800-1 AcquiSuite Data Acquisition System specification, pp. 1-2, 09/24/01.
	A32	LiveData® Real-Time Data Management For Energy and Utility Companies brochure, pp. 1-4, ©copyright 2002, Rev. 01/2002.
	A33	Tridium™ Vykon™ Energy "With the Right Tools Energy Costs are Controllable..." brochure, pp. 1-8, 11/01/01.
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	A42	Engage Networks Launches Energy Management Venture, obtained at internet address <a href="http://www.engagenet.com/content/business_journal.shtml">http://www.engagenet.com/content/business_journal.shtml</a> , 09/20/00. Appeared in Business Journal Feb 11, 2000.
	A43	Engage Networks Inc. "D-Gen" Distributed Generation Management brochure, pp. 1-4. Link present as of Dec 2, 1998 according to web archive at <a href="http://web.archive.org/web/19981205200934/www.engagenet.com/products.htm">http://web.archive.org/web/19981205200934/www.engagenet.com/products.htm</a>
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	A46	David W. Giles, "Direct-Access Metering Via the Web", 1998 CEA Conference, Toronto, Canada, pp. 1-19, © 1998 Power Measurement Ltd. Conference April 27-29/1998. Presented April 29/1998
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<b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>	FILING DATE Herewith	GROUP ART UNIT Unassigned
(use several sheets if necessary)	APPLICANT(S): Ransom et al.	

EXAMINER INITIAL	OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)	
	A47	GE Industrial Systems "EnerVista.com" brochure, 09/2000.
	A48	Press release, Santa Clara, CA 09/25/2000 "Connect One Reduces Time, Cost and Complexity to Connect Internet Appliances to Ethernet Lans", obtained at internet address <a href="http://www.connectone.com/html/prlsep25_2000.htm">http://www.connectone.com/html/prlsep25_2000.htm</a> .
	A49	Year 2000 Rediness Disclosure Arcom Control Systems, "Apex", obtained at internet address <a href="http://www.arcomcontrols.com/products/pcp/pcp10.htm">http://www.arcomcontrols.com/products/pcp/pcp10.htm</a> . Document archived at <a href="http://web.archive.org/web/20000530063150/www.arcomcontrols.com/products/pcp/pcp10.htm">http://web.archive.org/web/20000530063150/www.arcomcontrols.com/products/pcp/pcp10.htm</a> on May 30, 2000.
	A50	Dranetz BMI, Signature System™ "Information, Knowledge, Power" brochure. Applicants believe this reference was published prior to January 9, 2003.
	A51	Signature System™ Basics, obtained at internet address <a href="http://www.signaturesystem.com/sigbasics.html">http://www.signaturesystem.com/sigbasics.html</a> , 3/26/01. pp. 1-2.
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	A53	Questa A2B.Platform™ brochure, "Enabling conversation through universal connectivity", pp. 1-4, located at <a href="http://www.questa.com/h1_products/Questa_A2Bplatform">http://www.questa.com/h1_products/Questa_A2Bplatform</a> . Applicants believe this reference was published prior to January 9, 2003.
	A54	Questa A2B.Sales™ brochure, "Conversation to help you win", pp. 1-2, located at <a href="http://www.questa.com/h1_products/Questa_A2Bsales">http://www.questa.com/h1_products/Questa_A2Bsales</a> . Applicants believe this reference was published prior to January 9, 2003.
	A55	Power Point Presentation: Presented at "Metering Europe 2000," September 5-7,2000, source <a href="http://www.energyict.com/fh/media/Presentation_Metering2000Munchen5.zip">http://www.energyict.com/fh/media/Presentation_Metering2000Munchen5.zip</a> , pp. 1-37.
	A56	Brochure, RTU+Server, source <a href="http://www.energyict.com/fh/media/tru_plus_server.pdf">http://www.energyict.com/fh/media/tru_plus_server.pdf</a> , pp. 1-3, 4/6/01. Document archived at <a href="http://web.archive.org/web/20020702060538/http://www.energyict.com/fh/media/rtu_plus_server.pdf">http://web.archive.org/web/20020702060538/http://www.energyict.com/fh/media/rtu_plus_server.pdf</a> Feb 7/2001. Link present on <a href="http://web.archive.org/web/20010207201520/www.energyict.com/fa/en_ab_frame.htm">http://web.archive.org/web/20010207201520/www.energyict.com/fa/en_ab_frame.htm</a> on or before Feb 7/2001.
	A57	Brochure, EiServer, The Energy Information server, source <a href="http://www.energyict.com/fh/media/EiServer.pdf">http://www.energyict.com/fh/media/EiServer.pdf</a> , pp. 1-7, 7/14/00. Link present on or before Feb 7, 2001.
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	A59	Article, "Providing Tomorrow's Energy Management and Metering Tools Today," source, Metering International - 2001 Issue 1, page 18, publish date 1 <sup>st</sup> Quarter 2001, p. 1.
	A60	"Email relating to the general technology of the application received from a competitor", from Erich W. Gunther [ <a href="mailto:erich@electrotek.com">mailto:erich@electrotek.com</a> ] to Brad Forth@pml.com sent 5/9/01 3:36pm, pp. 1-2.
	A61	Electro Industries Press Release "Nexus 1250 High-Performance Power Monitor Gains Ethernet TCP/IP Capabilities," obtained at internet address <a href="http://www.electroindustries.com/feb5.html">http://www.electroindustries.com/feb5.html</a> , Feb. 5, 2001 pp. 1-2.

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EXAMINER INITIAL	OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)	
	A62	Electro Industries "Nexus 1250 for Industry and Utilities," brochure, obtained at internet address <a href="http://www.electroindustries.com/pdf/nxsbrochure.pdf">http://www.electroindustries.com/pdf/nxsbrochure.pdf</a> pp. 1-14 printed 06/01/01.
	A63	NetSilicon Solutions on Chip "NET+ARM™ Ethernet Processors" brochure, obtained at internet address <a href="http://www.netsilicon.com/EmbWeb/products/netarm.asp">http://www.netsilicon.com/EmbWeb/products/netarm.asp</a> , pp. 1-2, Copyright© 2001 NetSilicon, Inc. Document archived <a href="http://web.archive.org/web/20010719171514/www.netsilicon.com/embweb/products/netarm.asp">http://web.archive.org/web/20010719171514/www.netsilicon.com/embweb/products/netarm.asp</a> on July 19/2001 on July 19, 2001
	A64	EmWare® "Solutions Device Link," brochure, obtained at internet address <a href="http://www.emware.com/solutions/devicelink/">http://www.emware.com/solutions/devicelink/</a> , pp. 1-3, printed 06/01/01. Document archived <a href="http://web.archive.org/web/20010524222001/www.emware.com/solutions/devicelink/">http://web.archive.org/web/20010524222001/www.emware.com/solutions/devicelink/</a> May 24, 2001.
	A65	IReady® "Technology iReady's Hardwired TCP/IP Stack," homepage, obtained at internet address <a href="http://www.iready.com/">http://www.iready.com/</a> , p. 1, ©2000-2001 iReady corporation, printed 06/01/01. First publishes as early as March 1, 2001. <a href="http://web.archive.org/web/20010515202409/http://www.iready.com/">http://web.archive.org/web/20010515202409/http://www.iready.com/</a> link on right side to "technology/index.html" captured March 15, 2001.
	A66	muNet News & Events Press Releases "muNet makes cable industry debut with its WebGate™ Internet Residential and Commercial Information Systems, and HomeHeartBeat", <a href="http://www.munet.com">http://www.munet.com</a> , pp. 1-2, 12/15/99.
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	A69	MuNet News & Events Press Release "muNet Demonstrates End-to-Enc IP-Based Energy Management System at DistribuTECH," Feb. 5, 2000, pp 1-2.
	A70	WebGate™ IRIS™ "Internet Residential Information System," p. 1 of 1 Published in Energy IT November/December 2000 Technology Info Center. See <a href="http://www.platts.com/infotech/issues/0011/eittic0011.shtml">http://www.platts.com/infotech/issues/0011/eittic0011.shtml</a> for this reference - search for munet.com.
	A71	WebGate™ ICIS™ "Internet Commercial Information System," p. 1 of 1 Published in Energy IT November/December 2000 Technology Info Center. See <a href="http://www.platts.com/infotech/issues/0011/eittic0011.shtml">http://www.platts.com/infotech/issues/0011/eittic0011.shtml</a> for this reference - search for munet.com.
	A72	F. Momal, C. Pinto-Pereira, "Using World-Wide-Web for Control Systems" Abstract, AT Division CERN, 1211 Geneva 23, 6 pages. Published 1995.
	A73	P. M. Corcoran, J. Desbonnet and K. Lusted "THPM 14.2 "CEBus Network Access via the World-Wide-Web" Abstract, ©1996 IEEE, pp. 236 & 237.
	A74	ATI Systems, "Technical Overview Ethernet SCAN II™ Module" specification, October 1994, 2 pages.
	A75	J. Hofman, "The Consumer Electronic Bus: An Integrated Multi-Media LAN for the Home", International Journal of Digital and Analog Communication Systems, Vol. 4, 77-86 (1991), ©1991 by John Wiley & Sons, Ltd.

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	A76	Lucent Technologies " AT&T Forms Expert Team to Design Utility Industry Solutions, press release, Monday, January 23, 1995, pp. 1&2.
	A77	Newsbytes Inc., Tampa, FLA, April 13, 1995 pNEW04130013 "TECO & IBM – The "Smart House" Is Here" Press release, obtained at <a href="http://filebox.vt.edu/users/mikemike/smart-house/infotrac/article4.txt">http://filebox.vt.edu/users/mikemike/smart-house/infotrac/article4.txt</a> , 7/11/02, pp. 1&2
	A78	Distributed.Net, <a href="http://n0cgi.distributed.net/faq/cache/178.html">http://n0cgi.distributed.net/faq/cache/178.html</a> , printed June/10/2003. Link archived at <a href="http://web.archive.org/web/20000901052607/n0cgi.distributed.net/faq/cache/178.html">http://web.archive.org/web/20000901052607/n0cgi.distributed.net/faq/cache/178.html</a> on Sept 01, /2000.
	A79	Questa, Security overview, obtained <a href="http://www.questra.com/products/security.asp">http://www.questra.com/products/security.asp</a> , printed June 10, 2003. 2 pages. Applicants believe this reference was published prior to January 9, 2003.
	A80	Questa Mastering Smart Security brochure, 2 pages Copyright 2002 Questa Corporation, obtained <a href="http://www.questra.com/collateral/collateral_files/SecurityOverview.pdf">http://www.questra.com/collateral/collateral_files/SecurityOverview.pdf</a> , printed June 10, 2003. Applicants believe this reference was published prior to January 9, 2003.
	A81	Questa Total Access brochure, 2 pages, Copyright 2003 Questa Corporation, obtained <a href="http://www.questra.com/collateral/collateral_files/TotalAccess.pdf">http://www.questra.com/collateral/collateral_files/TotalAccess.pdf</a> , printed June 10, 2003. Applicants believe this reference was published prior to January 9, 2003.
	A82	Axeda DRM System Overview, 2 pages, obtained <a href="http://www.axeda.com/solutions/overview.html">http://www.axeda.com/solutions/overview.html</a> , printed June 9, 2003. Applicants believe this reference was published prior to January 9, 2003.
	A83	Axeda Access, 3 pages, obtained <a href="http://www.axeda.com/solutions/portals/portal_access.html">http://www.axeda.com/solutions/portals/portal_access.html</a> , printed June 9, 2003. Applicants believe this reference was published prior to January 9, 2003.
	A84	Axeda DRM Technology Overview, 1 page, obtained <a href="http://www.axeda.com/solutions/tech_challenges/firewallfriendly.html">http://www.axeda.com/solutions/tech_challenges/firewallfriendly.html</a> , printed June 9, 2003. Applicants believe this reference was published prior to January 9, 2003.
	A85	Axeda DRM Technology Overview, 1 page, obtained <a href="http://www.axeda.com/solutions/tech_challenges/index.html">http://www.axeda.com/solutions/tech_challenges/index.html</a> , printed June 9, 2003. Applicants believe this reference was published prior to January 9, 2003.
	A86	Axeda DRM Technology Overview, 1 page, obtained <a href="http://www.axeda.com/solutions/tech_challenges/standards.html">http://www.axeda.com/solutions/tech_challenges/standards.html</a> , printed June 9, 2003. Applicants believe this reference was published prior to January 9, 2003.
	A87	Axeda Solutions for Industry, 1 page, obtained <a href="http://www.axeda.com/solutions/industries/industrial.html">http://www.axeda.com/solutions/industries/industrial.html</a> , printed June 9, 2003. Archived at <a href="http://web.archive.org/web/20020221165907/http://axeda.com/industries/industrial.html">http://web.archive.org/web/20020221165907/http://axeda.com/industries/industrial.html</a> on Feb 21, 2002.
	A88	Axeda Agents, 2 pages, obtained <a href="http://www.axeda.com/solutions/device_servers/index.html">http://www.axeda.com/solutions/device_servers/index.html</a> , printed June 9, 2003. Applicants believe this reference was published prior to January 9, 2003.
	A89	Axeda Case Studies, "Axeda Prevents Power Failures at a Leading Microprocessor Plant in Israel", 2 pages, obtained <a href="http://www.axeda.com/industries/casestudies_microprocessor.html">http://www.axeda.com/industries/casestudies_microprocessor.html</a> , printed June 9, 2003. Applicants believe this reference was published prior to January 9, 2003.

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